



US Army Corps
of Engineers
Alaska District

Public Notice of Application for Permit

Regulatory Branch (1145b)
Post Office Box 6898
Elmendorf AFB, Alaska 99506-6898

PUBLIC NOTICE DATE: 2 March 2004

EXPIRATION DATE: 1 April 2004

REFERENCE NUMBER: POA-2004-239-4

WATERWAY NUMBER: Lake Hood

Interested parties are hereby notified that an application has been received for a Department of the Army permit for certain work in waters of the United States as described below and shown on the attached plan.

APPLICANT: Charles Gary Miller, 11371 Mt. Lake Drive, Anchorage, Alaska 99516.

LOCATION: Lot 10E, Block 16, Land Lease Agreement ADA 31224; Section 27, T. 13 N., R. 4 W., Seward Meridian; latitude 61° 11' 16" N., longitude 149° 58' 13" W.

WORK: Discharge up to 15,000 cubic yards of clean Type II fill in approximately 1.55 acres of wetland. An asphalt pavement overlay would be placed on the fill exclusive of the hanger. Prior to filling, the existing organic material on the site would be excavated and removed to an approved upland disposal site (see additional information below). A 100' by 240' hanger would be constructed.

PURPOSE: Provide hanger facility, indoor and outdoor parking for small aircraft, float storage, and vehicle parking.

ADDITIONAL INFORMATION: The proposed hanger is a prefabricated steel building that is 240' long, 100' wide, and 37' tall. The project would provide electrical hookups for aircraft parked outdoors. Woody vegetation on the lot was removed when the site was hydroaxed in the spring of 2003. Organic material will be transported by truck to Northstar gravel pit in Wasilla.

The proposed 1.55 acre fill area originally was authorized under DA permit POA-1999-0779-4, Turnagain Bog 4 issued to the Ted Stevens Anchorage International Airport (ANC). However, that permit was revoked on February 20, 2004.

The applicant will be subject to conditions set forth in a detailed Lease Agreement with ANC, the lessor.

MITIGATION: As a result of early project planning and preapplication coordination, the applicant has designed aircraft parking to minimize effects of noise associated with aircraft that will use the facility. Aircraft parked on the NE portion of the lot will face the building with the tails facing residential areas. Aircraft parked on the SE portion of the lot also face the building.

Compensatory mitigation will be accomplished in conjunction with ANC, the lessor, based on the Anchorage Debit/Credit Methodology (2000). The area contains 0.2 acres of wetland classified with a Relative Ecological Value (REV) of 1, and approximately 1.35 acres of wetland and uplands that are classified as REV 3.

WATER QUALITY CERTIFICATION: A permit for the described work will not be issued until a certification or waiver of certification as required under Section 401 of the Clean Water Act (Public Law 95-217), has been received from the Alaska Department of Environmental Conservation.

PUBLIC HEARING: Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, reasons for holding a public hearing.

CULTURAL RESOURCES: The latest published version of the Alaska Heritage Resources Survey (AHRS) has been consulted for the presence or absence of historic properties, including those listed in or eligible for inclusion in the National Register of Historic Places. There are no listed or eligible properties in the vicinity of the worksite. Consultation of the AHRS constitutes the extent of cultural resource investigations by the District Engineer at this time, and he is otherwise unaware of the presence of such resources. This application is being coordinated with the State Historic Preservation Office (SHPO). Any comments SHPO may have concerning presently unknown archeological or historic data that may be lost or destroyed by work under the requested permit will be considered in our final assessment of the described work.

ENDANGERED SPECIES: No threatened or endangered species are known to use the project area. The project is not in an area of designated critical habitat for any listed endangered or threatened. Consequently it has been determined that the described activity will not affect threatened or endangered species, or their critical habitat designated as endangered or threatened, under the Endangered Species Act of 1973 (87 Stat. 844). This application is being coordinated with the U.S. Fish and Wildlife Service and the National Marine Fisheries Service. Any comments they may have concerning endangered or threatened wildlife or plants or their critical habitat will be considered in our final assessment of the described work.

ESSENTIAL FISH HABITAT: The proposed work is being evaluated for possible effects to Essential Fish Habitat (EFH) pursuant to the Magnuson Stevens Fishery Conservation and Management Act of 1996 (MSFCMA), 16 U.S.C. *et seq* and associated federal regulations found at 50 CFR 600 Subpart K. The Alaska District includes areas of EFH as Fishery Management Plans. We have reviewed the January 20, 1999, North Pacific Fishery Management Council's Environmental Assessment to locate EFH area as identified by the National Marine Fisheries Service (NMFS).

We have determined that the described activity within the proposed area will not adversely affect EFH, including anadromous fish and federally managed fishery resources.

EVALUATION: The decision whether to issue a permit will be based on an evaluation of the probable impacts including cumulative impacts of the proposed activity and its intended use on the public interest. Evaluation of the probable impacts, which the proposed activity may have on the public interest, requires a careful weighing of all the factors that become relevant in each particular case. The benefits, which reasonably may be expected to accrue from the proposal, must be

balanced against its reasonably foreseeable detriments. The decision whether to authorize a proposal, and if so, the conditions under which it will be allowed to occur, are therefore determined by the outcome of the general balancing process. That decision should reflect the national concern for both protection and utilization of important resources. All factors, which may be relevant to the proposal, must be considered including the cumulative effects thereof. Among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people. For activities involving 404 discharges, a permit will be denied if the discharge that would be authorized by such permit would not comply with the Environmental Protection Agency's 404(b)(1) guidelines. Subject to the preceding sentence and any other applicable guidelines or criteria (see Sections 320.2 and 320.3), a permit will be granted unless the District Engineer determines that it would be contrary to the public interest.

The Corps of Engineers is soliciting comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Comments on the described work, with the reference number, should reach this office no later than the expiration date of this Public Notice to become part of the record and be considered in the decision. Please contact Dr. Maureen McCrea at (907) 753-2724, toll free from within Alaska at (800) 478-2712, or by email at maureen.mccrea@poa02.usace.army.mil if further information is desired concerning this notice.

AUTHORITY: This permit will be issued or denied under the following authorities:

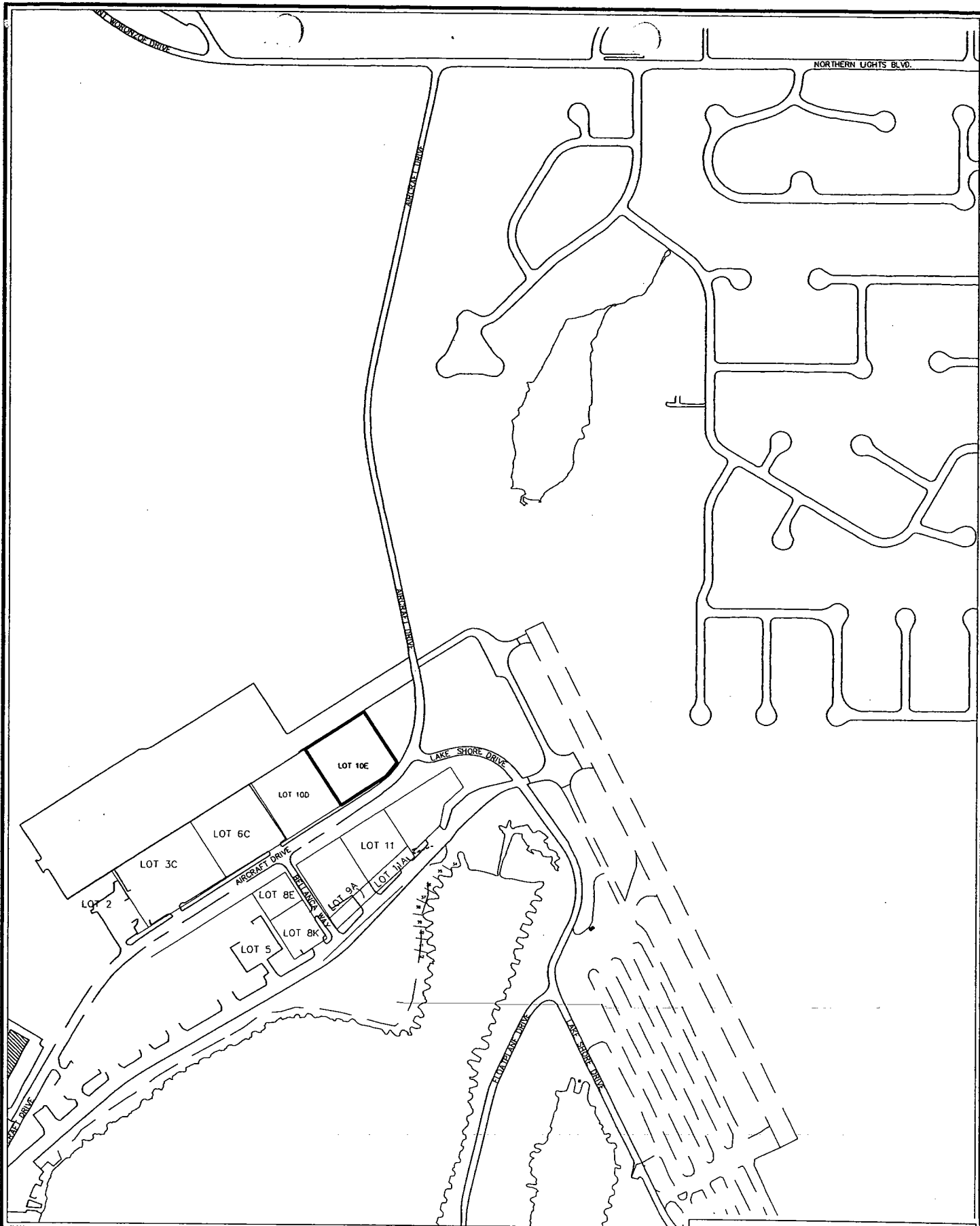
(X) Discharge dredged or fill material into waters of the United States - Section 404 Clean Water Act (33 U.S.C. 1344). Therefore, our public interest review will consider the guidelines set forth under Section 404(b) of the Clean Water Act (40 CFR 230).

A plan and Notice of Application for State Water Quality Certification are attached to this Public Notice.

District Engineer
U.S. Army, Corps of Engineers

Attachments

H:\EXHIBITS\INFORMATION REQUESTS\EchoLayout.dwg FEB 09 2004 14:53:01



0 250 500
SCALE IN FEET

STATE OF ALASKA
DEPARTMENT OF TRANSPORTATION
AND PUBLIC FACILITIES



Ted Stevens
Anchorage
International Airport

AIRPORT LEASING

POA-2004-239-4
Lake Hood

Charles Gary Miller
Hangar for Small Aircraft

FEB 2004

Sheet 1 of 5

ADA 31224
68,030 Sq. Ft.

E PARKING

AIRCRAFT DRIVE

LAKE SHORE DRIVE

LOT 10E

LOT 10D

N32°59'18"W
232.85'

N37°17'54"E
66.79'

N56°57'23"E
206.09'

S33°04'38"E
255.42'

S56°58'42"W
269.36'



SHEET
1 of 1

EXHIBIT A

ADA NO: 31224
EXHIBIT DATE: 1-23-2004

DRAFTED: CHECKED: APPROVED:

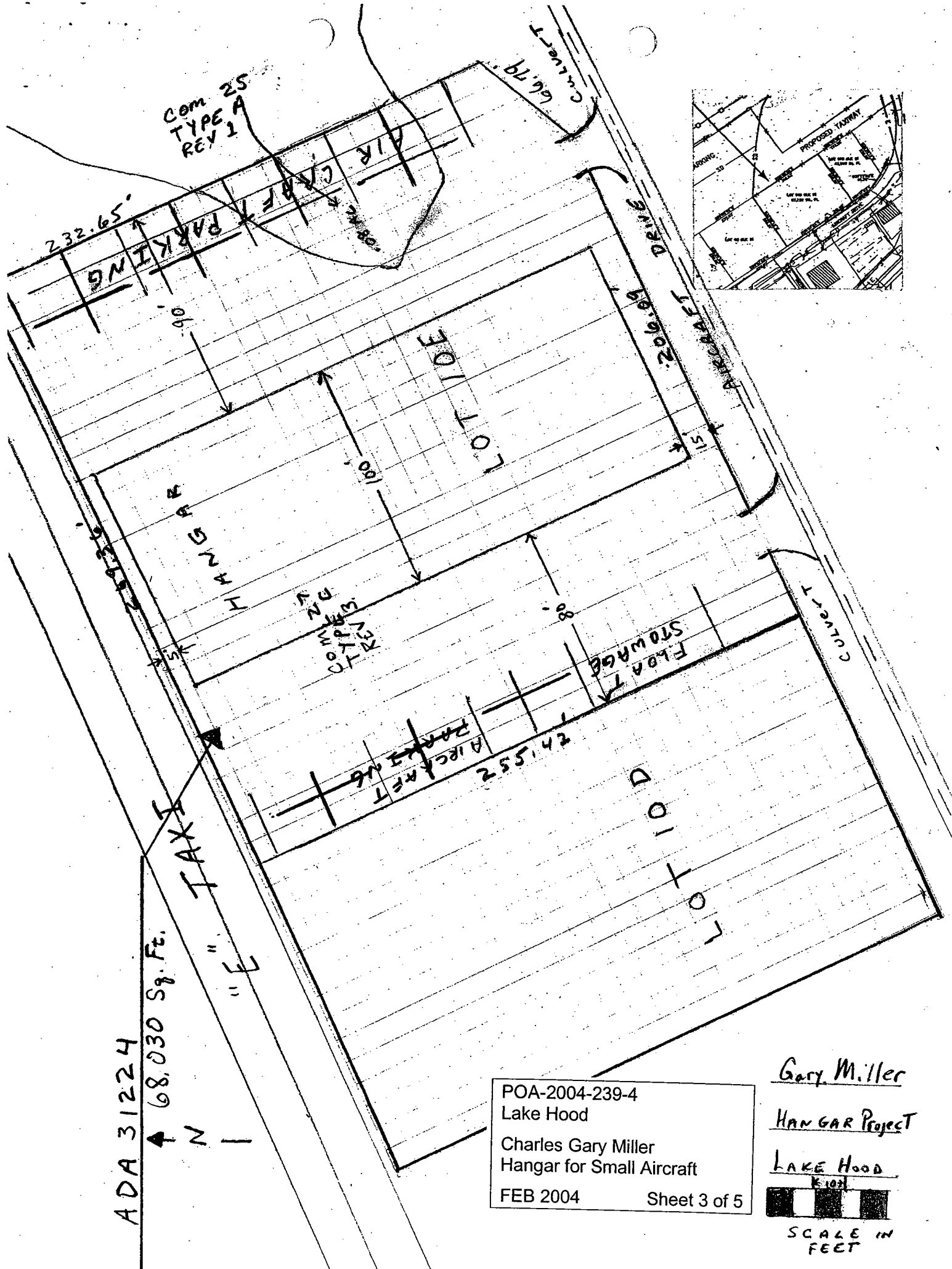
STATE OF ALASKA
DEPARTMENT OF TRANSPORTATION
AND PUBLIC FACILITIES



0 60 100
SCALE IN FEET

AIRPORT LEASING

POA-2004-239-4
Lake Hood
Charles Gary Miller
Hangar for Small Aircraft
FEB 2004



POA-2004-239-4
 Lake Hood
 Charles Gary Miller
 Hangar for Small Aircraft
 FEB 2004

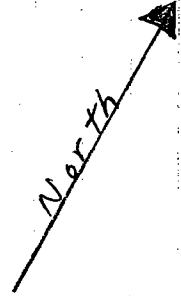
Sheet 3 of 5

Gary Miller
 HANGAR PROJECT
 LAKE HOOD
 SCALE IN FEET

255.42'

SMALL A/C PARKING ON SW. & NE. Side of LOT.

LOT 10 E



Asphalt Placement

1% - 2% GRADE

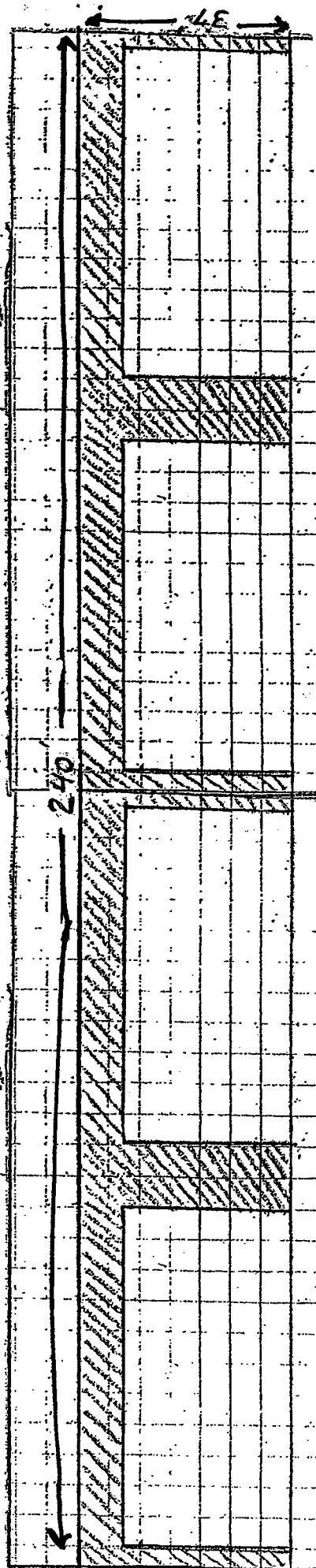
min. of 30" clean fill to surcharge the lot.

Topsoil and SEED

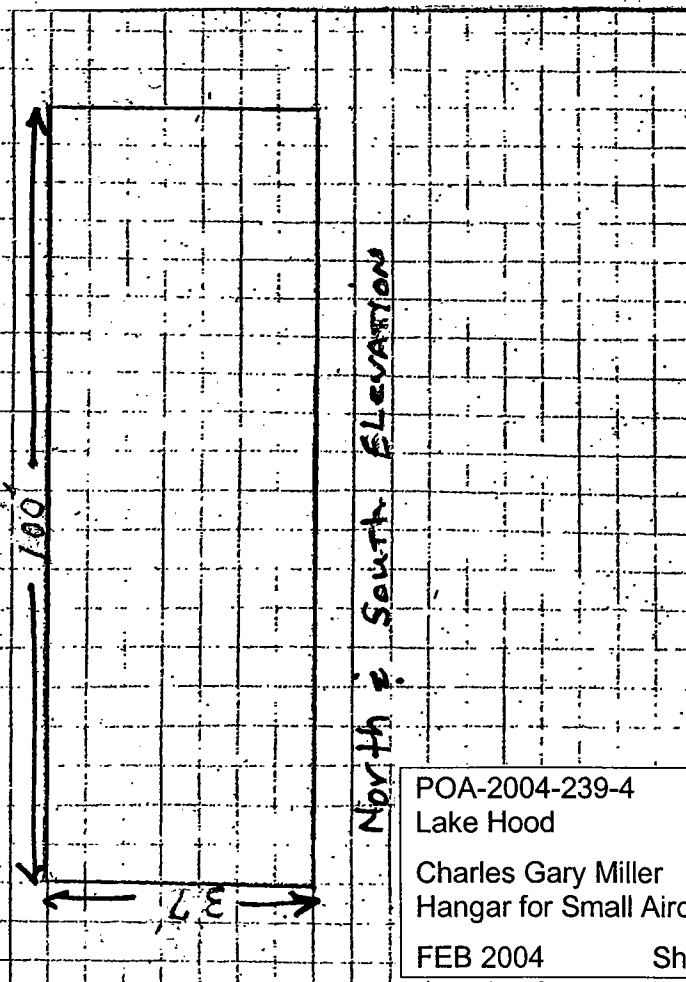
Building footprint to be excavated of all peat (approx. 4'-8') and replaced with clean suitable fill.

AIRCRAFT DRIVE

"E" who
TAMM



EAST ELEVATION



North & South ELEVATION

STATE OF ALASKA

OFFICE OF THE GOVERNOR

DEPT. OF ENVIRONMENTAL CONSERVATION

DIVISION WATER QUALITY
401 Certification Program

NOTICE OF APPLICATION FOR STATE WATER QUALITY CERTIFICATION

Any applicant for a federal license or permit to conduct an activity that might result in a discharge into navigable waters, in accordance with Section 401 of the Clean Water Act of 1977 (PL95-217), also must apply for and obtain certification from the Alaska Department of Environmental Conservation that the discharge will comply with the Clean Water Act, the Alaska Water Quality Standards, and other applicable State laws. By agreement between the U.S. Army Corps of Engineers and the Department of Environmental Conservation, application for a Department of the Army permit to discharge dredged or fill material into navigable waters under Section 404 of the Clean Water Act also may serve as application for State Water Quality Certification.

Notice is hereby given that the application for a Department of the Army Permit described in the Corps of Engineers' Public Notice No. **POA-2004-239-4, Lake Hood**, serves as application for State Water Quality Certification from the Department of Environmental Conservation.

After reviewing the application, the Department may certify that there is reasonable assurance that the activity, and any discharge that might result, will comply with the Clean Water Act, the Alaska Water Quality Standards, and other applicable State laws. The Department also may deny or waive certification.

Any person desiring to comment on the project with respect to Water Quality Certification may submit written comments within 30 days of the date of the Corps of Engineer's Public Notice to:

Department of Environmental Conservation
WQM/401 Certification
555 Cordova Street
Anchorage, Alaska 99501-2617
Telephone: (907) 269-7564
FAX: (907) 269-7508